



**Commission on Peace Officer Standards and Training**

1601 Alhambra Blvd  
Sacramento, CA 95816-7083  
[www.post.ca.gov](http://www.post.ca.gov)

Date: August 29, 2008

Bulletin: No. 2008-14

Subject: **Notice of Proposed Regulatory Action – Regulations 1005, 1007, and 1008;  
*Training and Testing Specifications for Peace Officer Basic Courses***

At its July 2008 meeting, the Commission approved proposed amendments to Learning Domains throughout the *Training and Testing Specifications for Peace Officer Basic Courses* publication, incorporated by reference into POST Regulations 1005, 1007, and 1008.

The proposed changes include:

- Implementing standardization of skills testing and developing standardized skills test forms in LD 35, Firearms/Chemical Agents.
- Making additional updates to curriculum as part of an ongoing review.

The attached notice describes the proposed changes and includes an invitation for written input on this proposal, the deadline for written comments, and information about requesting a public hearing. The following related information is available on the POST website at [www.post.ca.gov/RegulationNotices/RegulationNotices.asp](http://www.post.ca.gov/RegulationNotices/RegulationNotices.asp):

- POST Bulletin and Notice of Proposed Regulatory Action
- Text of Proposed Regulatory Action
- Initial Statement of Reasons

Please direct inquiries about this proposed regulatory action to Julie Hemphill, Commission on POST, 1601 Alhambra Boulevard, Sacramento, CA 95816-7083, by email at [Julie.Hemphill@post.ca.gov](mailto:Julie.Hemphill@post.ca.gov), by telephone at (916) 227-0544, or by FAX at (916) 227-6932.

PAUL A. CAPPITELLI  
Executive Director

Attachment: Notice of Proposed Regulatory Action

## NOTICE OF PROPOSED REGULATORY ACTION

### Amend and Update the Training and Testing Specifications for Peace Officer Basic Courses Regulations 1005, 1007, and 1008

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Notice is hereby given that the Commission on Peace Officer Standards and Training (POST) proposes to amend regulations in Chapter 2 of Title 11 of the California Code of Regulations as described below in the Informative Digest. A public hearing is not scheduled. Pursuant to Government Code §11346.8, any interested person, or his/her duly authorized representative, may request a public hearing. POST must receive the written request no later than 15 days prior to the close of the public comment period.

#### **Public Comments Due by October 13, 2008, at 5:00 PM**

Notice is also given that any interested person, or authorized representative, may submit written comments relevant to the proposed regulatory action by fax at 916.227.6932 or by letter to the:

Commission on POST  
1601 Alhambra Boulevard  
Sacramento, CA 95816-7083

Following the close of the public comment period, the Commission may adopt the proposal substantially as described below or may modify the original proposal with sufficiently related changes. With the exception of technical or grammatical changes, the full text of a modified proposal will be available for 15 days prior to its adoption from the person designated in this notice as the contact person. The Commission will also mail the full text to persons who submit written comments related to the proposal or who have requested notification of any changes.

#### **Authority and Reference**

This proposal is made pursuant to the authority vested by Penal Code §13503 – POST powers and §13506 – POST authority to adopt regulations. This proposal is intended to interpret, implement, and make specific Penal Code §13503 (e) – POST authority to develop and implement programs to increase the effectiveness of law enforcement, including programs involving training and education courses.

#### **Informative Digest/Policy Statement Overview**

At its July 24, 2008 meeting, the Commission approved proposed amendments to Learning Domains throughout the *Training and Testing Specifications for Peace Officer Basic Courses* publication, incorporated by reference into POST Regulations 1005, 1007, and 1008. The proposed changes included:

- Standardize skills testing for the Basic Course
- Update Training & Testing Specification curriculum as part of an ongoing review

All changes to academy curriculum begin with recommendations from law enforcement practitioners or, in some cases via legislative mandates. POST then facilitates meetings attended by curriculum advisors and SMEs who provide recommended changes to existing academy curriculum. These recommendations are then submitted to the Consortium Advisory Committee (CAC), chaired by POST personnel and comprised of academy directors and coordinators. The CAC approved recommendations are then submitted for review by all academies at the Basic Course Consortium quarterly meetings facilitated by POST. Once approved by majority vote of all academies, the recommendations are forwarded to a Test Review Panel, also comprised of academy administrators that identify testing questions and pass point thresholds for the new curriculum. The completed work of all committees is then submitted to the POST Commission for final review. In addition to amending the learning domains for the aforementioned reasons, the SMEs also propose non-substantial changes at the same time to improve clarity and readability of the domains.

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Upon adoption of the proposed amendments, academies and course presenters will be required to teach and test to the updated curriculum. The proposed effective date is January 1, 2009.

#### **Local Mandate**

This proposal does not impose a mandate on local agencies or school districts.

#### **Fiscal Impact Estimates**

This proposal does not impose costs on any local agency or school district for which reimbursement would be required pursuant to Part 7 (commencing with §17500) of the Government Code, Division 4. This proposal does not impose other nondiscretionary cost or savings on local agencies. This proposal does not result in any cost or savings in federal funding to the state.

#### **Costs or Savings to State Agencies**

POST anticipates no additional costs or savings to state agencies.

#### **Business Impact/Small Businesses**

The Commission has made an initial determination that this regulatory proposal would have no significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses, as defined by Government Code §11342.610, because the Commission sets selection and training standards for law enforcement and does not have an impact on California businesses, including small businesses.

#### **Assessment Regarding Effect on Jobs/Businesses**

The Commission has determined that this regulatory proposal will not have any impact on the creation or elimination of jobs and will not result in the creation of new businesses, the elimination of existing businesses, or the expansion of businesses in the State of California.

#### **Cost Impact on Representative Private Persons or Businesses**

The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

#### **Effect on Housing Costs**

None

#### **Alternatives**

The Commission must determine that no reasonable alternative considered by the agency, or otherwise identified and brought to the agency's attention, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective as, and less burdensome to, affected private persons than the proposed action.

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Regulations 1005, 1007, and 1008

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### Contact Person

Please direct inquires or written comments about the proposed regulatory action to the following:

Julie Hemphill  
Commission on POST  
1601 Alhambra Boulevard  
Sacramento, CA 95816-7083  
916.227.0544 or [julie.hemphill@post.ca.gov](mailto:julie.hemphill@post.ca.gov)  
FAX 916.227.6932

*or*

Connie Paoli  
Commission on POST  
1601 Alhambra Boulevard  
Sacramento, CA 95816-7083  
916.227.4854 or [connie.paoli@post.ca.gov](mailto:connie.paoli@post.ca.gov)  
FAX 916.227.5271

### Text of Proposal

Individuals may request copies of the exact language of the proposed regulations and of the initial statement of reasons, and the information the proposal is based upon, from the Commission on POST at 1601 Alhambra Boulevard, Sacramento, CA 95816. These documents are also located on the POST website at: [www.post.ca.gov/RegulationNotices/Regulation.asp](http://www.post.ca.gov/RegulationNotices/Regulation.asp).

### Availability and Location of the Rulemaking File and the Final Statement of Reasons

The rulemaking file contains all information upon which POST is basing this proposal and is available for public inspection by contacting the person named above.

To request a copy of the Final Statement of Reasons once it has been prepared, submit a written request to the contact person named above.